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8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA,
11 Plaintiff,
12
13 v.
14 ELIJAH SHELTON,
15 Defendant.

Case No. 2:23-cr-00025-ART-NJK

**STIPULATION TO CONTINUE
PRELIMINARY HEARING**
(Fourth Request)

16 IT IS HEREBY STIPULATED AND AGREED, by and between Jason M. Frierson,
17 United States Attorney, and Justin J. Washburne, Assistant United States Attorney, counsel for
18 the United States of America, and Rene L. Valladares, Federal Public Defender, and Rick Mula,
19 Assistant Federal Public Defender, counsel for Elijah Shelton, that the Preliminary Hearing
20 currently scheduled on November 6, 2023, be vacated and continued to a date and time
21 convenient to the Court, but no sooner than thirty (30) days.

22 This Stipulation is entered into for the following reasons:

23 1. The Government has advised the defense that it is considering whether to
24 indict Mr. Shelton on new charges. That decision will influence the parties' negotiations
25 regarding a resolution of the petition alleging violation of supervised release conditions.

26 2. The revocation hearing is currently set for December 15, 2023..

1 3. Defendant is incarcerated and does not object to a continuance.

2 4. Additionally, denial of this request for continuance could result in a
3 miscarriage of justice.

4 This is the fourth request for continuance filed herein.

5 DATED this 3rd day of November, 2023.

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7 RENE L. VALLADARES
8 Federal Public Defender

 JASON M. FRIERSON
 United States Attorney

9 By /s/ Rick Mula

10 RICK MULA
11 Assistant Federal Public Defender

 By /s/ Justin J. Washburne

 JUSTIN J. WASHBURNE
 Assistant United States Attorney

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,

4 Plaintiff,

5 v.

6 ELIJAH SHELTON,

7 Defendant.
8

Case No. 2:23-cr-00025-ART-NJK

ORDER

9
10 Based on the Stipulation of counsel and good cause appearing,

11 IT IS THEREFORE ORDERED that the Preliminary Hearing currently scheduled on
12 November 6, 2023 at the hour of 11:00 a.m., be vacated and continued to
13 Thursday, December 14, 2023 at 4:00 p.m.

14 DATED this 3rd day of November, 2023.

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UNITED STATES MAGISTRATE JUDGE